



Express Mail Label No. EV 678 763 302 US
Attorney Docket No. 2071/US/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Gary Piaget et al.

Application No. 10/789,294

Filed: February 26, 2004

For: EXERCISE DEVICE WITH TREADLES

Confirmation No.: 7642

Art Unit: 3764

Examiner: Crow, Stephen R.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT
(Under 37 C.F.R. § 1.97(b)(4) and § 1.98) AND
STATEMENT OF RELATEDNESS (Under M.P.E.P. § 2001.06(b))**

Sir:

The Examiner is requested to consider the references noted on the enclosed Form PTO/SB/08A during examination of the above-identified patent application. The references are submitted for the Examiner's consideration and are submitted pursuant to the duty of disclosure under 37 C.F.R. § 1.56. In submitting the references, no representation is made or implied that the references are or are not material to the examination of the application in accordance with 37 C.F.R. 1.97(h). The Examiner is requested to review all cited references and is encouraged to make his or her own determination of materiality of all cited references on attached Form PTO/SB/08A. Pursuant to 37 C.F.R. § 1.98(a)(2)(ii), copies of the U.S. patent application publication references are not provided, unless required by the Office. Copies of the foreign and non-patent literature documents are provided herewith.

The following foreign references are not in the English language:

- (1) German patent Nos. 380370; 22 25 342; 24 08 052; 24 08 055; and 24 28 515 A;
- (2) Taiwan patent Nos. 472593 and 547102.

Therefore, in compliance with 37 C.F.R. § 1.98(a)(3)(i), an English translation of the abstract (from Derwent or esp@cenet Database – Worldwide located at <http://ep.espacenet.com>) or an

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English translation of the claim or complete English translations are attached to these patents, which are enclosed, to satisfy the requirement for a concise explanation of relevance.

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and as required by M.P.E.P. § 2001.06(b), the Examiner is requested to consider the following applications commonly owned by the Assignee of the present application and that may include subject matter similar to that of the present application:

- (1) U.S. application No. 29/176,966, filed February 28, 2003, (Atty. Dkt. No. 2074/US), pending;
- (2) U.S. application No. 10/637,628, filed August 11, 2003, (Atty. Dkt. No. 34037/US), pending;
- (3) U.S. application No. 10/789,182, filed February 26, 2004, (Atty. Dkt. No. 2072/US/2), pending;
- (4) U.S. application No. 10/789,579, filed February 26, 2004, (Atty. Dkt. No. 2076/US/2), pending;
- (5) U.S. application No. 10/962,256, filed October 8, 2004, (Atty. Dkt. No. 33526/US/2), pending;
- (6) U.S. application No. 29/201,898, filed March 22, 2004, (Atty. Dkt. No. 34105/US), pending; and
- (7) U.S. application No. 29/211,459, filed August 16, 2004, (Atty. Dkt. No. 34769/US), pending.
- (8) U.S. application No. 11/065,891, filed February 25, 2005 (Atty. Dkt. No. 34005/US/2), pending;
- (9) U.S. application No. 11/067,538, filed February 25, 2005 (Atty. Dkt. No. 34006/US/2), pending;
- (10) U.S. application No. 11/065,770, filed February 25, 2005 (Atty. Dkt. No. 34007/US/2), pending; and
- (11) U.S. application No. 11/065,746, filed February 25, 2005 (Atty. Dkt. No. 34103/US/2), pending.

This Information Disclosure Statement is filed concurrently with the filing of a Request for Continued Examination under 37 C.F.R. § 1.114. Accordingly, pursuant to 37 C.F.R.

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§ 1.97(b)(4), no fees are due with respect to this filing. However, should any fees be deemed necessary, such fees may be charged to Deposit Account No. 04-1415.

If the Examiner has any questions, please contact the undersigned attorney.

Dated: May 19, 2006.

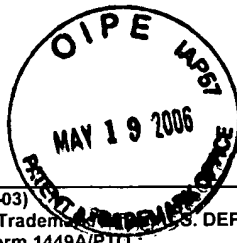
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Enclosures



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PTO/SB/08A (08-03) U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)	APPLICATION NO.: 10/789,294	FILING DATE: February 26, 2004
	FIRST NAMED INVENTOR: Gary Piaget et al.	ART UNIT: 3764
	EXAMINER NAME: Crow, Stephen R.	ATTY. DOCKET NO.: 2071/US/2

U.S. PATENT DOCUMENTS					
EXAMINER INITIALS*	Cite No. ¹	PATENT NUMBER	ISSUE DATE	Name of Patentee of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS ¹	Cite No. ²	Include name of Author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ³
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		<u>Men's Fitness</u> , "It's a stairmill...It's a treadclimber...It's an EFX", 2 pages, November 1996.	
		"Nautilus Home Health & Fitness Catalog", Nautilus, Inc., pages 1-56 (2004).	

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¹ Applicant's unique citation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.